IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 20895 of 2002

Between:

1. Meka Satyanarayana, S/o. Venkanna,
   Bonada, Kalla Mandal,
   West Godavari District.
2 V.V.Ramana, S/o. Krishna,
   R/o. Balusumudi, Bhimavaram,
   West Godavari District.

..... PETITIONERS

AND

1 The Government of Andhra Pradesh,

Rep. by its Officer on Special Duty,
Revenue (Ex.III) Dept., Secretariat,
Hyderabad.

2 The Commissioner of Prohibition & Excise,
Nampally, Hyderabad.

3 The Superintendent, Prohibition & Excise,
West Godavri, Eluru,
West Godavari District.

4 M/s. Anu Wines, Rep. by its licensee N.V.Subba Raju,
R/o. Bhimavaram, West Godavari District.

5 M/s. Krishna Wines, Rep. by its Licensee K.V.V.Satyanarayana,
R/o. Bhimavaram, West Godavari District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order or orders, direction or directions, writ or writs, particularly one in the nature of "WRIT OF MANDAMUS' and declare the action of the 2nd Respondent in permitting the 4th and 5th Respondents to renew their license under IL 24 for the year 2002-2003, without being in existence as on 31-3-2002 as illegal, arbitrary and against the Government policy issued in G.O.Ms.No.109 Revenue (Ec.II) Department, dt.11-3-2002, against the procedure laid down under Sec. 4 of the A.P.Excise, (Lease of Right to Sell Indian Liquor and Foreign Liquor in Retail) Rules 1993, and violative of Article 14 of the Constitution of India.

Counsel for the Petitioner:MR. Y. VENKATESWARA RAO REPRESENTING MR.VENKATESWARA RAO GUDAPATI

Counsel for the Respondent Nos.1 to 3:G.P. FOR PROHIBITION & EXCISE

Counsel for the Respondent Nos.4 and 5: MR.C.V.MOHAN REDDY

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.20895 OF 2002

ORDER:

Sri Y.Venkateswara Rao, representing Sri Gudapati Venkateswara Rao, learned counsel for the petitioner, submits that the Writ Petition has become infructuous. The Writ Petition is accordingly dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

5.7.2005

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To

1 The Officer on Special Duty

Government of Andhra Pradesh

Revenue (Ex.III) Dept., Secretariat,
Hyderabad.

2 The Commissioner of Prohibition & Excise,
Nampally, Hyderabad.

3 The Superintendent, Prohibition & Excise,
West Godavri, Eluru,
West Godavari District.

4 2 CCs to G.P. for Prohibition and Excise, High Court Bldgs.,

Hyderabad (OUT)

5 2 CD copies